

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

JESSIHA LANCASTER,

Plaintiff,

v.

HAROLD CLARK, *et al.*,

Defendants.

Case No. C07-5251 RJB/KLS

ORDER GRANTING THIRTY DAY
EXTENSION OF TIME TO
RESPOND TO DEFENDANTS'
MOTION FOR SUMMARY
JUDGMENT

Before the court is Plaintiff's motion for a sixty day extension of time to respond to Defendants' motion for summary judgment. (Dkt. # 132). Defendants' motion for summary judgment, filed on May 23, 2008, is presently noted for June 20, 2008. (Dkt. # 129).

Plaintiff claims that he requires an extension because he was placed in segregation on May 6, 2008, and at that time, his box of legal materials was placed in long-term storage. (Dkt. # 132). Plaintiff states that he has requested his materials and filed a grievance, but that it takes an "extremely long time" to access his documents. (Dkt. # 132).

Defendants respond that they are not opposed to a reasonable extension, but that offenders who are placed in short-term segregation are allowed access to documents if they can show that they have a pending deadline and offenders in long-term segregation are allowed access to their

1 legal documents regardless of whether they have a pending deadline. (Dkt. # 133, Ex. 1).

2 Additionally, Defendants argue that the evidence supplied by Plaintiff reflects only that he inquired
3 about the number of boxes he had, but Plaintiff has provided no evidence to show that he ever
4 requested his legal property until he filed his grievance on June 2, 2008.

5 Having considered the parties' papers and balance of the record, the court finds that a thirty
6 day extension of time is reasonable under the circumstances. Accordingly, it is **ORDERED:**

7 (1) Plaintiff's motion (Dkt. # 132) is **GRANTED** to the extent that he shall be granted a
8 Plaintiff is granted a **thirty-day** extension of time; Plaintiff may file his response to Defendants'
9 motion for summary judgment (Dkt. # 129) on or before **July 21, 2008;**

10 (2) Defendants' reply, if any shall be filed on or before **July 25, 2008;**

11 (3) The Court Clerk shall **re-note** Defendants' motion for summary judgment on the
12 Court's calendar for **July 25, 2008;** and
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14 (4) The Clerk is directed to send copies of this order to plaintiff and counsel for
15 defendants.

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17 DATED this 24th day of June, 2008.

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21 Karen L. Strombom
22 United States Magistrate Judge
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